

**DECLARATION**

As a below-named inventor, I hereby declare that:

My residence, post office address, and citizenship are as stated below next to my name.

I believe that I am an original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

METHODS OF USING IMXP-888 AND IMXP-888 ANTAGONISTS

the specification of which

☐ is attached hereto.

OR

☒ was filed on November 20, 2001, as United States Application No. 10/001,848.

I hereby state that I have reviewed and understand the contents of said specification, including the claims. I acknowledge the duty to disclose information that is known to me and material to patentability of the subject claimed invention in accordance with 37 C.F.R. §1.56.

☐ I hereby claim the benefit under 35 U.S.C. §120 of the United States application(s) and PCT international application(s) designating the United States that are listed below, and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application(s) or PCT international application(s) in the manner provided by the first paragraph of 35 U.S.C. §112, I acknowledge the duty to disclose material information as defined in 37 C.F.R. §1.56 which became available between the filing date of the prior application(s) and the national or PCT international filing date of this application.

Application No.


Filed

☒ I hereby claim the benefit under 35 U.S.C. §119(c) of the United States provisional patent application(s) listed below:

Application No.
60/252,785

Filed
November 22, 2000

I further declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Signature 
Inventor Stewart D. Chipman
Post Office 51 University Street
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U.S.A.
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Citizenship U.S.A.

Date 3/5/02

Signature _____
Inventor Kenneth A. Schooley
Post Office 51 University Street
Address Seattle, Washington 98101
U.S.A.
Residence Seattle, Washington U.S.A.
Citizenship U.S.A.

Date _____

Signature _____
Inventor Teresa L. Born
Post Office 51 University Street
Address Seattle, Washington 98101
U.S.A.
Residence Kenmore, Washington U.S.A.
Citizenship U.S.A.

Date _____

Immunex Corporation
Declaration

Docket No.: 3081-A

I further declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

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Citizenship U.S.A.

Date _____

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Inventor Kenneth A. Schooley
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Date 2-11-02

Signature Teresa L. Born
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Residence Kenmore, Washington U.S.A.
Citizenship U.S.A.

Date 3/5/02

Immunex Corporation
Declaration

Docket No.: 3081-A

Signature 
Inventor Robert F. DuBose
Post Office 51 University Street
Address Seattle, Washington 98101
U.S.A.
Residence Bellevue, Washington U.S.A.
Citizenship U.S.A.

Date 3/5/02



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the Application of:

Stewart D. Chipman, Kenneth A. Schooley,
Teresa L. Born and Robert F. DuBose

Docket No.: 3081-A

Group Art Unit: 1645

Serial No: 10/001,848

Examiner: Unknown

Filed: November 20, 2001

For: METHODS OF USING IMXP-888 AND IMXP-888 ANTAGONISTS

STATEMENT UNDER 37 C.F.R. 3.73(b) AND
POWER OF ATTORNEY BY ASSIGNEE

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

IMMUNEX CORPORATION (hereinafter "IMMUNEX"), a corporation of the State of Washington having a place of business at 51 University Street, Seattle, Washington 98101, is the assignee of the entire right, title, and interest in the above-identified U.S. patent application. Documentary evidence of a chain of title from the original owner(s) to IMMUNEX is demonstrated by:

☒ the enclosed copy of an Assignment, the original of which is being filed for recordation by the United States Patent and Trademark Office.

OR

☐ the assignment recorded in the United States Patent and Trademark Office at Reel , Frame .

The undersigned, whose title is supplied below, is empowered to sign this statement on behalf of IMMUNEX.

IMMUNEX hereby appoints the registered practitioners at the following Customer Number to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith:



22932

Immunex Corporation

Docket No. 3081-A

Statement Under 37 C.F.R. 3.73(b) and Power of Attorney by Assignee

Please send all correspondence and direct telephone calls to the above-identified Customer Number.

Respectfully submitted,

Date March 6, 2002

By Michael K. Kirschner
Michael K. Kirschner
Vice President, Intellectual Property

Enclosure: Copy of Assignment

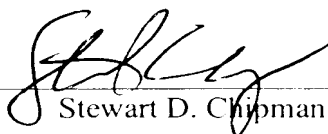
ASSIGNMENT

WHEREAS, We, Stewart D. Chipman, residing at Bainbridge Island, Washington, Kenneth A. Schooley, residing at Seattle, Washington, Teresa L. Born, residing at Kenmore, Washington, and Robert F. DuBose, residing at Bellevue, Washington, have made an invention entitled "METHODS OF USING IMXP-888 AND IMXP-888 ANTAGONISTS," for which U.S. Patent Application Serial No. 10/001,848, was filed on November 20, 2001; which claims the benefit of U.S. Provisional Application No. 60/252,785, filed November 22, 2000;

AND, WHEREAS, IMMUNEX CORPORATION, a corporation of the State of Washington, having a principal place of business at 51 University Street, Seattle, Washington 98101 (hereinafter referred to as ASSIGNEE) is desirous of acquiring the entire right and title to and interest in the invention disclosed in said application;

NOW, THEREFORE, for sufficient, good and valuable consideration, the receipt of which is hereby acknowledged, we do hereby sell, assign, and transfer unto said ASSIGNEE our entire right and title to and interest in said application and said invention(s) and all U.S. and foreign applications and patents on said invention(s) to be held and enjoyed by ASSIGNEE as entirely as the same would have been held and enjoyed by us had this sale, assignment, and transfer not been made, and we do hereby further agree and promise to execute all instruments and render all such assistance as ASSIGNEE may request in order to make and prosecute any and all applications on said invention(s), to enforce any and all patents on said invention(s), and to confirm in ASSIGNEE legal title to said invention(s) and all applications and patents on said invention(s), all without charge to ASSIGNEE but at no expense to us.

Executed at Seattle, Washington, this 5th day of March, 2002.

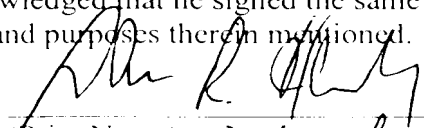

Stewart D. Chipman

STATE OF WASHINGTON)


) ss.

COUNTY OF KING)


On this 5th day of March, 2002, personally appeared before me Stewart D. Chipman, to me known to be the individual named above who executed the within and foregoing instrument, and acknowledged that he signed the same as his free and voluntary act and deed, for the uses and purposes therein mentioned.


(Print Name) DAVID R. HANDY
Notary Public in and for the State of Washington,
My appointment expires _____

DAVID R. HANDY
Notary Public, Massachusetts
My Commission Expires June 20, 2008


Kenneth A. Schooley

A circular notary seal for Kathleen F. Prindle. The outer ring contains the text "KATHLEEN F. PRINDLE" at the top and "STATE OF WASHINGTON" at the bottom. Inside this ring, the words "COMMISSION EXPIRES" are at the top and "PUBLIC" is at the bottom. In the center, the word "NOTARY" is written above a horizontal line, and the date "7-29-05" is written below the line.

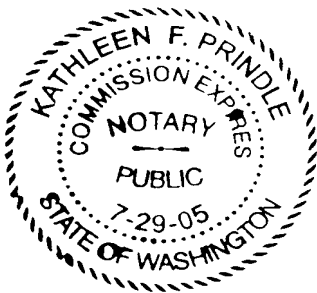

Teresa L. Born

A circular notary seal for Kathleen F. Prindle, a Notary Public in the State of Washington. The seal features a double-lined border. The text "KATHLEEN F. PRINDLE" is arched across the top. "COMMISSION EXPIRES" is arched along the right side. In the center, "NOTARY" is above a horizontal line, which is above "PUBLIC". The date "7-29-05" is at the bottom center. "STATE OF WASHINGTON" is arched along the bottom left.

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Robert F. DuBose

On this 5th day of March, 2002, personally appeared before me Robert F. DuBose, to me known to be the individual named above who executed the within and foregoing instrument, and acknowledged that he signed the same as his free and voluntary act and deed, for the uses and purposes therein mentioned.



Kathleen F. Prindle
Kathleen F. Prindle
Notary Public in and for the State of Washington.
My appointment expires 7/29/05